

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

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INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed with appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

27189 7590 03/21/2005

PROCOPIO, CORY, HARGREAVES & SAVITCH LLP  
 530 B STREET  
 SUITE 2100  
 SAN DIEGO, CA 92101

06/02/2005 HGBREM2 00000092 502075 09859561

01 FC:1501 1400.00 DA  
 02 FC:1504 300.00 DA

Note: A certificate of mailing can only be used for domestic mailings of Fee(s) Transmittal. This certificate cannot be used for any other accompany papers. Each additional paper, such as an assignment or formal drawing, in have its own certificate of mailing or transmission.

## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

Depositor's name  
 (Signature)  
 6/1/2005

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/859,561	05/16/2001	Kenneth L. Stanwood	ENSEMBL-00661 112174-01 CON	5312

TITLE OF INVENTION: METHOD AND APPARATUS FOR ALLOCATING BANDWIDTH IN A WIRELESS COMMUNICATION SYSTEM

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$900 \$1,400	\$300	\$1,700	06/21/2005

EXAMINER	ART UNIT	CLASS-SUBCLASS
LY, ANH VU H	2667	370-329000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.563).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.  
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,  
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. Procopio, Cory, Hargreav  
 2. & Savitch LLP  
 3. Richard E. Campbell

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

WILAN, Inc.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Calgary, Alberta, CANADA

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee  
☒ Publication Fee (No small entity discount permitted)  
☐ Advance Order - # of Copies

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.  
☐ Payment by credit card. Form PTO-2038 is attached.  
☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment Deposit Account Number 50-2076 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.☒ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(e)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other part interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

6/1/2005

Typed or printed name

Richard E. Campbell

Date

6/1/2005

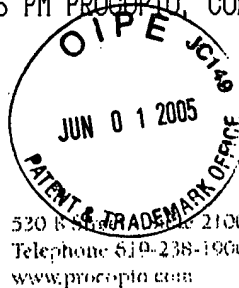
Registration No.

34,790

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 14 Alexandria, Virginia 22313-1450.

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**Procopio  
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### FACSIMILE TRANSMISSION

**DATE:** June 1, 2005

**TOTAL PAGES, INCLUDING COVER:** 2

**To:**

NAME:	FACSIMILE NO.	TELEPHONE NO.
MAIL STOP ISSUE FEE Commissioner for Patents U. S. Patent & Trademark Office	(703) 746-4000	(703) 305-8283

**FROM:** Richard E. Campbell, Esq.  
Reg. No. 34,790

**RE:** U. S. Patent Application No. 09/859,561  
*Method and Apparatus for Allocating Bandwidth in a Wireless Communication System*  
Filed: May 16, 2001  
Assignee: Wi-LAN, Inc.  
Our Ref.: 112174-0001-CON

**MESSAGE:** PAYMENT OF ISSUE & PUBLICATION FEE

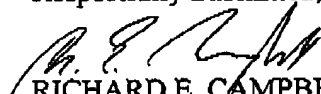
In response to the *Notice of Allowance and Fees Due* mailed March 21, 2005, Applicant transmits herewith *Form: Part B - Fee Transmittal* for payment of the issue fees due. As indicated on said transmittal, Commissioner is authorized to charge the \$1,400 Issue Fee, \$300 Publication Fee, and any other fees that may be due relating to this application to Deposit Account No. 50-2075.

Applicant requests removal of Small Entity Status.

**Comments Regarding Reasons for Allowance:**

Applicant respectfully submits that the "Reasons for Allowance" are incomplete. Applicant submits that each of the claims is patentable in view of its combination of elements. In addition, to the extent that the Examiner's reasons for allowance characterize the limitations of the claims, the actual words of the claims should be relied upon and the Examiner's characterization is traversed.

Respectfully Submitted,

  
RICHARD E. CAMPBELL  
Registration No. 34,790

REC/jcy  
Attachment (1)